

(I) ONGOING OPERATING COSTS, SOFTWARE OR HARDWARE MAINTENANCE, ROUTINE UPGRADES, OR MODIFICATIONS THAT MERELY ALLOW FOR A CONTINUATION OF THE EXISTING LEVEL OF FUNCTIONALITY; OR

(II) EXPENDITURES MADE AFTER A NEW OR ENHANCED SYSTEM HAS BEEN LEGALLY ACCEPTED BY THE USER AND IS BEING USED FOR THE BUSINESS PROCESS FOR WHICH IT WAS INTENDED.

(C) "FUND" MEANS THE MAJOR INFORMATION TECHNOLOGY DEVELOPMENT PROJECT FUND.

(D) "INFORMATION TECHNOLOGY" MEANS ALL ELECTRONIC INFORMATION PROCESSING HARDWARE AND SOFTWARE, INCLUDING:

- (1) MAINTENANCE;
- (2) TELECOMMUNICATIONS; AND
- (3) ASSOCIATED CONSULTING SERVICES.

(E) "INFORMATION TECHNOLOGY SERVICES" MEANS INFORMATION PROVIDED BY ELECTRONIC MEANS BY OR ON BEHALF OF A UNIT OF STATE GOVERNMENT.

(F) "MAJOR INFORMATION TECHNOLOGY DEVELOPMENT PROJECT" MEANS ANY INFORMATION TECHNOLOGY DEVELOPMENT PROJECT THAT MEETS ONE OR MORE OF THE FOLLOWING CRITERIA:

(1) THE ESTIMATED TOTAL COST OF DEVELOPMENT EQUALS OR EXCEEDS \$1,000,000;

(2) THE PROJECT IS UNDERTAKEN TO SUPPORT A CRITICAL BUSINESS FUNCTION ASSOCIATED WITH THE PUBLIC HEALTH, EDUCATION, SAFETY, OR FINANCIAL WELL-BEING OF THE CITIZENS OF MARYLAND; OR

(3) THE SECRETARY DETERMINES THAT THE PROJECT REQUIRES THE SPECIAL ATTENTION AND CONSIDERATION GIVEN TO A MAJOR INFORMATION TECHNOLOGY DEVELOPMENT PROJECT DUE TO:

(I) THE SIGNIFICANCE OF THE PROJECT'S POTENTIAL BENEFITS OR RISKS;